

State Water Resources Control Board

May 16, 2017

(Via email and Certified Mail)

CERTIFIED MAIL
NO. 7015 1520 0001 8017 2273

Mr. Michael Pietroforte
Hazardous Materials Specialist
Plant Operations, Kern Valley State Prison
California Department of Corrections & Rehabilitation
3000 West Cecil Avenue
Delano, California 93216
michael.pietroforte@cdcr.ca.gov

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEMS
LOCATED AT KERN VALLEY STATE PRISON, 3000 WEST CECIL AVENUE,
DELANO, CA**

Dear Mr. Pietroforte:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the USTs at your facility on May 10, 2017, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	Failure to Monitor Product Piping – The test boots on the product piping lines were not pulled back to allow a leak to be detected at the earliest possible opportunity.	Garage Unleaded and Garage Diesel	May 10, 2017	Ongoing	23 CCR 2630(d)
2	Failure to Meet Spill Containment Requirements – The unleaded spill containment failed the testing and could not hold the minimum five gallon capacity.	Garage Unleaded	April 18, 2017	Ongoing	23 CCR 2635(b)(1)
3	Failure to Maintain Primary Containment – The annular space failed testing and had approximately three gallons of diesel removed from the interstitial space during the secondary containment testing.	Garage Diesel	April 18, 2017	Ongoing	H&SC 25291(a)(1)

No.	Violation	Tank	Start Date	Stop Date	Regulation
4	Failure to Maintain Primary Containment – Approximately one cup of diesel was observed at the bottom of the turbine sump.	Main Generator	April 18, 2017	Ongoing	H&SC 25291(a)(1)
5	Failure to Continuously Monitor Emergency Generator Double-Walled, Pressurized Piping – Visual inspections are not being performed on a daily basis. Visual inspections must be performed every day for the emergency generator systems, including weekends.	Main Generator and Sally Port Generator	May 10, 2016	Ongoing	23 CCR 2636(f)(6)
6	Failure to Perform Secondary Containment Testing – A secondary containment test was due on January 22, 2017, but was not performed until April 18, 2017.	All	February 1, 2017	April 18, 2017	23 CCR 2637(a)
7	Failure to Maintain Tank Information (B Form) – In CERS the piping system states conventional suction; however, a pressurized system was witnessed at the time of inspection.	Main Generator and Sally Port Generator	May 10, 2017	Ongoing	23 CCR 2711(a)

You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Kern County Environmental Health Services Department within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.

Please send all compliance documentation to the following:

State Water Board

Mr. Joseph Lovesee
UST Enforcement Unit
Office of Enforcement
State Water Resources Control Board
801 K Street, Suite 2300
Sacramento, California 95814
joseph.lovesee@waterboards.ca.gov

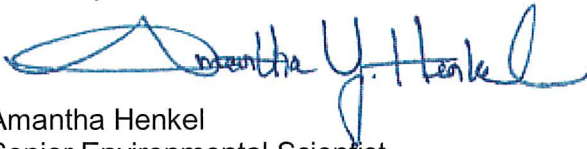
Local CUPA

Ms. Lydia Von Sydow
Waste Management Technician
Kern County Environmental Health
Service Department
2700 M Street, Suite 300
Bakersfield, California 93301
lydiav@co.kern.ca.us

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at amantha.henkel@waterboards.ca.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Amantha Henkel', with a stylized flourish at the end.

Amantha Henkel
Senior Environmental Scientist
UST Enforcement Unit
Office of Enforcement

cc: *(via email only)*

Mr. Bilal Korin
Environmental Health Specialist
Kern County Environmental Health
Services Department
korinb@co.kern.ca.us

Ms. Lydia Von Sydow
Waste Management Technician
Kern County Environmental Health
Service Department
lydiav@co.kern.ca.us

Mr. Paul Vasquez
Senior Hazardous Materials Specialist
Environmental & Regulatory Compliance
California Department of Corrections
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